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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

LYDIA PACHECO,)	No. C07-3988 EDL
)	
Plaintiff,)	RE-NOTICE OF DEFENDANT'S
)	MOTION TO DISMISS
v.)	
)	Date: January 30, 2008
UNITED STATES POSTAL SERVICE,)	Time: 2:00 p.m.
)	Courtroom: E, 15th Floor
Defendants.)	

RE-NOTICE OF MOTION AND MOTION TO DISMISS

PLEASE TAKE NOTICE that on Wednesday, January 30, 2008 at 2:00 p.m., or as soon thereafter as the matter may be heard, before the Hon. Elizabeth D. Laporte, the United States Postal Service, pursuant to Federal Rules of Civil Procedure 12(b)(1), will move the Court to dismiss this action with prejudice for lack of subject matter jurisdiction, in the United States District Courthouse, 450 Golden Gate Avenue, San Francisco, California. Plaintiff's opposition to the motion will be due on January 9, 2008, 21 days prior to the hearing date. Defendant's reply will be due on January 16, 2008, 14 days prior to the hearing date.

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RE-NOTICE OF MOTION
 C 07-3988 EDL

1 The Motion, which was filed on December 13, 2007, is based on this notice; the
2 memorandum points and authorities, attached exhibit, and declaration of Gwendolyn E. Murray, and
3 the pleadings on file with the Court.

4 Dated: December 21, 2007

Respectfully submitted,

5 SCOTT N. SCHOOLS
6 United States Attorney

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8 MELANIE L. PROCTOR
9 Assistant U.S. Attorney
10 Attorneys for Defendant
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